

Message Text

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ACTION DLOS-07

INFO OCT-01 ARA-16 ISO-00 AF-10 EA-11 EUR-25 NEA-14 RSC-01

CG-00 CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00

NSC-07 PA-04 PRS-01 SP-03 SS-20 FEA-02 AID-20 CEQ-02

COA-02 COME-00 EB-11 EPA-04 IO-14 NSF-04 SCI-06

ACDA-19 AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00

OMB-01 CIEP-02 CEA-02 OIC-04 TRSE-00 DRC-01 /281 W

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R 132042Z JUL 74

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4698

INFO USUN NEW YORK 658

USIA WASHDC

UNCLAS SECTION 1 OF 2 CARACAS 6506

FROM US DEL LOS

DEPT PLEASE PASS ALL DIPLOMATIC POSTS EXCEPT CARACAS

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EO 11652: NA

TAGS: PLOS OGEN

SUBJECT: LOS: WEEKLY UNCLASSIFIED SUMMARY REPORT, JULY 5-11, 1974

1. SUMMARY: PLENARY STATEMENTS CONTINUED THROUGH WEEK WITH ORGANIZATION COMMITTEE WORK PROCEEDING SIMULTANEOUSLY. DEBATE STATEMENTS CONTINUED TO INDICATE GENERAL AGREEMENT ON 12 MILE TERRITORIAL SEA, 200 MILE ECONOMIC ZONE. UNEP DIRECTOR MAURICE STRONG OUTLINED PROPOSALS ENVIRONMENTAL CONSIDERATIONS. AT WEEK'S END, AMB STEVENSON'S STATEMENT OF U.S. VIEWS (SENT ALL POSTS CARACAS 6363) HIGHLIGHTED AREAS OF AGREEMENT AND NEED TO ACCOMPLISH DRAFTING SPECIFIC TEXTS AT UNCLASSIFIED

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CARACAS. ON JULY 12, CONFERENCE DECIDED TO AMEND RULES OF

PROCEDURE TO PERMIT LIBERATION MOVEMENTS RECOGNIZED BY OAU
AND ARAB LEAGUE TO ATTEND AS OBSERVERS. END SUMMARY.

2. STEVENSON STATEMENT: IN ADDITION TO STATEMENT OF
U.S. WILLINGNESS TO ACCEPT 12-MILE TERRITORIAL SEA AND
200 MILE ECONOMIC ZONE CONDITIONED UPON OVERALL ACCEPTABLE
PACKAGE, INCLUDING REGIME WITHIN AND BEYOND ECONOMIC ZONE
AND UNIMPEDED TRANSIT OF STRAITS, STEVENSON STATEMENT
NOTED THAT NEED AT CONFERENCE WAS FOR POLITICAL WILL TO
MAKE DECISIONS ON RELATIVELY SMALL NUMBER OF CRITICAL
ISSUES. IF THESE DECISIONS MADE THEN RELATIVELY SMALL
NUMBER OF TREATY ARTICLES WOULD BE REQUIRED TO IMPLEMENT
THEM FOR TERRITORIAL SEA, STRAITS AND THE ECONOMIC ZONE.
ALSO NOTED NEED FOR FIRST COMMITTEE TO CONCENTRATE ON
PREPARATION OF AGREED ARTICLES ON SEABED REGIME WHICH
REQUIRE ADDITIONAL ARTICLES. STEVENSON EMPHASIZED INSUFFICIENCY
OF AGREEMENT ON PRINCIPLES WITHOUT SPECIFIC DRAFT TEXTS
WHICH CONSTITUTE REQUISITE BALANCE OF RIGHTS AND DUTIES
IN ALL MAJOR ASPECTS OVERALL TREATY PACKAGE. STEVENSON
STATEMENT RECEIVING GENERALLY FAVORABLE REACTION U.S.
PRESS AND CONGRESS.

3. PLENARY STATEMENTS: LARGE NUMBER OF STATES VOICED
SUPPORT FOR 12 MILE TERRITORIAL SEA AND 200 MILE ECONOMIC
ZONE AND EXPRESSED DIVERSE VIEWS ON COASTAL STATE JURISDICTION
IN ZONE AS WELL AS OTHER MAJOR ISSUES FACING CONFERENCE.
LANDLOCKED ADVOCATE INCLUSION IN TREATY OF
PROVISIONS FOR ACCESS TO SEA AND SHARING OF BENEFITS FROM
EXPLOITATION OF RESOURCES IN ECONOMIC ZONE OF NEIGHBORING
COASTAL STATES. PRINCIPAL AREAS OF DIFFERENCE CONTINUE TO
BE BALANCE OF RIGHTS AND DUTIES IN ECONOMIC ZONE WITH NUMBER
OF STATES SUPPORTING FREEDOM OF NAVIGATION BUT NOT ENDORSING
RIGHT OF ACCESS OF FOREIGN FISHING FLEETS TO TAKE PORTIONS
OF ALLOWABLE CATCH NOT TAKEN BY COASTAL STATE, AND DIFFERENCE
OF VIEW RE CONTROL OF COASTAL STATE OVER VESSEL-SOURCE
POLLUTION AND SCIENTIFIC RESEARCH. SOME LDC STATEMENTS ON
POLLUTION INDICATED TREND TOWARD LIMITING COASTAL STATE
JURISDICTION TO ENFORCEMENT WITHIN ZONE OF INTERNATIONAL
STANDARDS. STEVENSON STATEMENT MADE CLEAR U.S.
ACCEPTANCE OF 200 MILE ECONOMIC ZONE AS BASIS OF
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NEGOTIATION DOES NOT INCLUDE ACCEPTANCE OF RE-
QUIREMENT OF COASTAL STATE CONSENT FOR SCIENTIFIC
RESEARCH AND COASTAL STATE CONTROL OVER VESSEL SOURCE POLLUTION
WITHIN ZONE.

4. UNIEP DIRECTOR STRONG OUTLINED EXTENSIVE FORMULATIONS ON ENVIRON-
MENTAL STANDARDS ESPECIALLY WITH RESPECT TO NATIONAL ENFORCEMENT OF
LEGISLATION TO MEET STANDARDS AGREED UPON INTERNATIONALLY IN PROTECT

ING

MARINE ENVIRONEMENT. SAID CONFERENCE SHOULD ENSURE INTERNATIONAL COMMUNITY CAN PROTECT ITS INTEREST IN MARINE ENVIRONMENT AS A WHOLE THROUGH MINIMUM INTERNATIONAL STANDARDS.

5. COMMITTEE I (DEEP SEABEDS): COMMITTEE AGREED TO ORGANIZATION OF WORK FOR NEXT THREE WEEKS IN FIRST FORMAL SESSION JULY 10. GENERAL DEBATE WILL LAST FOR ONE WEEK TO BE FOLLOWED BY TWO WEEKS OF INFORMAL MEETINGS OF COMMITTEE AS A WHOLE TO BE CHAIRED BY CHRIS PINTO (FORMER CHAIRMAN OF SEABED COMMITTEE WORKING GROUP). TWO WEEKS OF INFORMAL MEETINGS WILL CONCENTRATE ON THIRD READING OF REGIME AND MACHINERY TEXTS.

A) THUS FAR, GENERAL DEBATE HAS INCLUDED STATEMENTS FROM GERMAN DEMOCRATIC REPUBLIC, SRI LANKA, CANADA, PERU, AUSTRALIA AND CHILE. ALL STATEMENTS HAVE EMPHASIZED THAT PRIORITY TASK OF C-1 THIS SUMMER SHOULD BE NEGOTIATION OF QUESTION OF WHO MAY EXPLOIT SEABED, ALTHOUGH MOST DELS HAVE ACKNOWLEDGED THAT DISCUSSION OF TERMS AND CONDITIONS UNDER WHICH EXPLOITATION WILL TAKE PLACE MUST ALSO BE CONSIDERED AT SOME STAGE IN COMMITTEES WORK.

B) PINTO (SRI LANKA) IN GENERAL STATEMENT SUPPORTED REGIME WHICH CREATES FAVORABLE INVESTMENT CLIMATE, COMPULSORY SETTLEMENT OF DISPUTES AND FORMULAS FOR MINIMIZATION OF PRICE FLUCTUATIONS. CANADA, AUSTRALIA, AND OTHERS INDICATED SUPPORT FOR PARALLEL LICENSING AND ENTERPRISE (DIRECT EXPLOITATION) SYSTEM WITH AUSTRALIA EMPHASIZING AUTHORITY OF REGIME TO PROMULGATE PRODUCTION CONTROLS. PERU REJECTED PARALLEL SYSTEM, INSISTING ON EXCLUSIVE ROLE FOR SEABED AUTHORITY.

NOTE BY OC/T: NOT PASSED.

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FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4699

INFO USUN NEW YORK 659

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UNCLAS SECTION 2 OF 2 CARACAS 6506

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6. COMMITTEE II (TERRITORIAL SEA, STRAITS, FISHERIES) COMMITTEE
BEGAN WORK WITH CONSIDERATION OF NATURE AND CHARACTERISTICS OF
TERRITORIAL SEA WITH DRAFTS INTRODUCED INTER ALIA BY INDIA AND
UK. UK DRAFT ALSO INCLUDES STRAITS PROPOSALS PROFFERED AS POSSIBLE
"MIDDLE GROUND". UK STATED ARTICLE INTENDED TO CLARIFY DEFINITION
OF INNOCENT PASSAGE AND REGULATORY POWERS OF COASTAL STATES IN
TERRITORIAL SEA, AS WELL AS HAVE "TRANSIT PASSAGE" REGIME FOR
STRAITS USED FOR INTERNATIONAL NAVIGATION. TRANSIT PASSAGE
WAS PROPOSED FOR STRAITS LINKING TWO AREAS OF HIGH SEAS, AND
NON-SUSPENDABLE INNOCENT PASSAGE WOULD APPLY TO STRAITS CONNECTING
HIGH SEAS AND TERRITORIAL SEA OF FOREIGN STATE. SPAIN INTRODUCED
DRAFT ARTICLE EXTENDING SOVEREIGNTY OF COASTAL STATE TO STRAITS
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FORMING PART OF THE TERRITORIAL SEAS. PROPOSED ORGANIZATION OF
WORK WILL INCLUDE FORMAL MORNING MEETINGS TO DISCUSS AGENDA ITEMS,
AFTERNOON DRAFTING SESSIONS OF INFORMAL GROUPS REPRESENTING VARIOUS
VIEW ON ITEM UNDER DISCUSSION.

7. COMMITTEE III (POLLUTION AND SCIENTIFIC RESEARCH); COMMITTEE
WILL MEET NEXT WEEK FOR GENERAL DEBATE. FOLLOWING WEEK FORMAL
MEETINGS WILL BE LIMITED TO ONE DAY WEEK WITH REMAINDER DEVOTED TO
SEPARATE INFORMAL WORKING SESSIONS ON POLLUTION AND RESEARCH.
POLLUTION SESSIONS WILL BE CHAIRED BY VALLARTA (MEXICO) (CHAIRMAN
OF POLLUTION WG IN SB COMMITTEE) WITH COMMITTEE CHAIRMAN YANKOV
(BULGARIA) CHAIRING RESEARCH SESSIONS. INFORMAL AD HOC WORKING
GROUPS ON SPECIFIC ISSUES MAY ALSO BE ESTABLISHED.

8. OBSERVERS: SENEGAL FORMALLY REQUESTED CONFERENCE TO INVITE BY
CONSENSUS LIBERATION MOVEMENTS RECOGNIZED BY REGIONAL ORGANIZATIONS
TO PARTICIPATE IN CONFERENCE AS OBSERVERS. REQUEST FOLLOWS GENEVA
LAW OF WAR FORMULATION RE LIBERATION MOVEMENTS RECOGNIZED BY
REGIONAL ORGANIZATIONS. ON QUESTION OF COMPETENCE OF THE

CONFERENCE TO MODIFY THE INVITATION FORMULA CONTAINED IN OPERATIVE GA RESOLUTION, CONFERENCE PRESIDENT RULED THAT SIMPLE MAJORITY VOTE WAS SUFFICIENT AND QUESTION OF COMPETENCE TO EXTEND INVITATION TO LIBERATION MOVEMENTS ADOPTED BY VOTE OF 88 FOR 2 AGAINST (ISRAEL, SOUTH AFRICA) AND 35 ABSECTIONS INCLUDING US AND MOST WESTERN EUROPEAN COUNTRIES AND NUMBER OF LATIN AMERICANS. STEVENSON STATED CONFERENCE ACTION DID NOT PREJUDICE POSITIONS OF PARTICIPANTS ON ISSUE OF CONFERENCE COMPETENCE. ON JULY 12, CONFERENCE DECIDED BY CONSENSUS TO AMEND RULES OF PROCEDURES TO PERMIT LIBERATION MOVEMENTS RECOGNIZED BY OAU AND ARAB LEAGUE TO ATTEND AS OBSERVERS. U.S. STATEMENT AFTER DECISION AS FOLLOWS: "IN VIEW OF THE CONTINUING PARTICIPATION OF THE UNITED STATES IN THE SEARCH OF PERMANENT AND LASTING PEACE IN THE MIDDLE EAST, THE UNITED STATES DELEGATION WANTS TO DISASSOCIATE ITSELF FROM THE DECISION TO ISSUE THIS INVITATION. OUR DELEGATION ALSO WISHES TO RECORD ITS REGRET THAT THIS POLITICAL ISSUE HAS BEEN RAISED IN THIS CONFERENCE."

9. UPCOMING: PLENARY DEBATE EXPECTED TO CONCLUDE MONDAY OR TUESDAY WITH CONFERENCE MOVING INTO FOURTH WEEK AND CONCENTRATION SUBSTANTIVE ISSUES.

STEVENSON
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NOTE BY OC/T: NOT PASSED.

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